

# CITY OF MUSKEGON

## CITY COMMISSION MEETING

**FEBRUARY 24, 2009**

**CITY COMMISSION CHAMBERS @ 5:30 P.M.**

### **MINUTES**

The Regular Commission Meeting of the City of Muskegon was held at City Hall, 933 Terrace Street, Muskegon, Michigan at 5:30 p.m., Tuesday, February 24, 2009.

Mayor Warmington opened the meeting with a prayer from Vice Mayor Gawron after which the Commission and public recited the Pledge of Allegiance to the Flag.

#### **ROLL CALL FOR THE REGULAR COMMISSION MEETING:**

Present: Mayor Stephen Warmington, Vice Mayor Stephen Gawron, Commissioners Chris Carter, Clara Shepherd, Lawrence Spataro, Sue Wierengo, and Steve Wisneski, City Manager Bryon Mazade, City Attorney John Schrier, and City Clerk Ann Marie Becker.

#### **2009-15 HONORS AND AWARDS:**

##### **A. Honorary Ambassador Awards.**

Public Safety Director Tony Kleibecker presented certificates to Robert Sharlow, Donald Vandonkelaar, and Brian Brown for their assistance to a citizen who was involved in a car accident.

#### **2009-16 CONSENT AGENDA:**

##### **A. Approval of Minutes.** CITY CLERK

SUMMARY OF REQUEST: To approve minutes for the February 9<sup>th</sup> Commission Worksession, and the February 10<sup>th</sup> Regular Commission Meeting.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval of the minutes.

##### **B. Fireworks Display Permit for the Shrine Circus.** CITY CLERK

SUMMARY OF REQUEST: Jordan Productions, Inc. is requesting approval of a fireworks display permit for February 27<sup>th</sup> and 28<sup>th</sup> at the L. C. Walker Arena. Fire Marshall Metcalf has reviewed the request and recommends approval

contingent on inspection of the fireworks.

FINANCIAL IMPACT: None.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: Approval contingent on inspection of the fireworks and approval of the insurance.

**C. Upgrade of Verint Software for Security Camera System.** WATER FILTRATION

SUMMARY OF REQUEST: To accept the proposal by Camtronics, the proprietary vendor, to update and upgrade the Water Filtration Plant security video monitoring and archiving software.

FINANCIAL IMPACT: \$11,832.14.

BUDGET ACTION REQUIRED: None, this project is included in the 2009 Filtration Plant budget.

STAFF RECOMMENDATION: Staff recommends the Mayor and City Commission approve this software upgrade and update by Camtronics at a cost of \$11,832.14.

**D. Seasonal and Temporary Services Provider Contract.** CIVIL SERVICE

SUMMARY OF REQUEST: Approval to negotiate a contract for 2009-2011 seasonal and temporary employment services with **GoodTemps** Temporary Staffing Services.

Request for proposal solicitation resulted in five proposals, due on January 13, 2009, at 2:00 p.m. Proposals were received from:

Beacon Professional Staffing, Inc., 230 N. River, Suite B, Holland, MI

**GoodTemps** Temporary Staffing Services, 765 W. Norton, Muskegon, MI

Kelly Services, Inc., 5916 S. Harvey, Muskegon, MI

MANPOWER, 20 W. Muskegon, Muskegon, MI

Staffing Inc. – Muskegon, 1635 W. Sherman, Muskegon, MI

A committee consisting of managers and users reviewed proposals and interviewed Manpower representatives. While the low bidder, Manpower declined contracting for the positions of Beach Maintenance Worker, Lifeguard, Marina Aide, and Playground Leader but rather proposed to subcontract for these positions. On February 18, 2009, they notified the City of their inability to obtain an agreement with their intended subcontractor.

**GoodTemps** Temporary Staffing Services has been the City's seasonal and temporary employment services provider for the past four years. The Company performed excellently during their contract and was outstanding in terms of flexibility, responsiveness, hiring and orientation process, reporting, and commitment to equal employment opportunity. **GoodTemps** remains fully

prepared to handle all of the City's seasonal and temporary staffing needs.

FINANCIAL IMPACT: The 2009 projected seasonal and temporary services cost is approximately \$700,000.

BUDGET ACTION REQUIRED: The 2009 budget allowed for the financial resources.

STAFF RECOMMENDATION: Staff recommends and requests approval to negotiate the 2009-2011 seasonal and temporary services contract with **GoodTemps** Temporary Staffing Services, contingent upon working out agreement terms acceptable to the City Manager and City Attorney.

COMMITTEE RECOMMENDATION: The committee unanimously recommends granting approval to negotiate the 2009-2011 seasonal and temporary services contract with **GoodTemps** Temporary Staffing Services.

**Motion by Vice Mayor Gawron, second by Commissioner Wierengo to approve the Consent Agenda as read.**

**ROLL VOTE: Ayes: Gawron, Shepherd, Spataro, Warmington, Wierengo, Wisneski, and Carter**

**Nays: None**

#### ***MOTION PASSES***

#### **2009-17 PUBLIC HEARINGS:**

##### **A. 2009 – 2010 Community Development Block Grant/HOME Funding.** COMMUNITY & NEIGHBORHOOD SERVICES

SUMMARY OF REQUEST: To conduct a Public Hearing concerning the 2009-2010 CDBG/HOME funding that the City anticipates to receive from the U. S. Department of Housing and Urban Development department next fiscal year starting June 1, 2009.

The Public Hearing is to obtain comments from the public in reference to the 2009-2010 CDBG/HOME allocation funding which is designated to be \$984,207 and \$290,049 respectively, excluding any program income and reprogrammed funding. In keeping with the City's 2005-2010 Consolidated Plan, the establish objectives for the City of Muskegon are the areas of housing, blight elimination, public service support, infrastructure upgrading and economic development. The Commission has been given the recommendations of both the administration and the Citizen District Council along with last year's recommendations and the final allocations.

The Commission will be asked to make their preliminary decision on what items should be funded at the March 10, 2009, meeting and their final allocation decision at the March 24, 2009, City Commission meeting.

FINANCIAL IMPACT: The 2009-2010 allocations will be based on the City Commission final decision.

BUDGET ACTION REQUIRED: None at this time.

STAFF RECOMMENDATION: To conduct the Public Hearing and gather comments from the public.

COMMITTEE RECOMMENDATION: The Citizen's District Council recommendations are included with the recommendations submitted by the administration.

The public hearing opened to hear and consider any comments from the public. Comments were heard from Tim Burgess, 6336 S. Walker Rd., Fruitport, Executive Director of Neighborhood Investment Corp.; Dan Bonner, 1652 Nelson, Managing Attorney of Legal Aid of Western Michigan; Ron Robles, 147 W. Norton, Community enCompass; Dick Butler, Executive Director of Muskegon County Habitat for Humanity; and Dwana Thompson, Muskegon Affirmative Action Director.

**Motion by Vice Mayor Gawron, second by Commissioner Shepherd to close the public hearing.**

**ROLL VOTE: Ayes: Shepherd, Spataro, Warmington, Wierengo, Wisneski, Carter, and Gawron**

**Nays: None**

***MOTION PASSES***

**2009-18 UNFINISHED BUSINESS:**

**A. Concurrence with the Housing Board of Appeals Notice and Order to Demolish 254 Amity. PUBLIC SAFETY**

SUMMARY OF REQUEST: This is to request that the City Commission concur with the findings of the Housing Board of Appeals that the structure located at 254 Amity Avenue (Area 11) is unsafe, substandard, a public nuisance and that it be demolished within 30 days. It is further requested that administration be directed to obtain bids for the demolition of the structure and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder.

FINANCIAL IMPACT: CDBG Funds.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To concur with the Housing Board of Appeals decision to demolish.

**Motion by Commissioner Carter, second by Commissioner Shepherd to table to the June 9<sup>th</sup> meeting with the stipulation that Mrs. Brewster has secured financing and that permits are pulled to begin work on the project.**

**ROLL VOTE: Ayes: Spataro, Warmington, Wierengo, Wisneski, Carter, Gawron, and Shepherd**

Nays: None

**MOTION PASSES**

**2009-19 NEW BUSINESS:**

- A. Concurrence with the Housing Board of Appeals Notice and Order to Demolish the Following. PUBLIC SAFETY

**1126 Kenneth Street (Area 11)**

**2125 Bluffton Avenue**

SUMMARY OF REQUEST: This is to request that the City Commission concur with the findings of the Housing Board of Appeals that the structures are unsafe, substandard, a public nuisance and that they be demolished within 30 days. It is further requested that administration be directed to obtain bids for the demolition of the structures and that the Mayor and City Clerk be authorized and directed to execute a contract for demolition with the lowest responsible bidder.

FINANCIAL IMPACT: CDBG Funds.

BUDGET ACTION REQUIRED: None.

STAFF RECOMMENDATION: To concur with the Housing Board of Appeals decision to demolish.

**Motion by Commissioner Spataro, second by Vice Mayor Gawron to concur with the Housing Board of Appeals notice and order to demolish 1126 Kenneth Street and 2125 Bluffton Avenue.**

**ROLL VOTE: Ayes: Warmington, Wierengo, Wisneski, Gawron, Shepherd, and Spataro**

**Nays: None**

**Absent: Carter (stepped out of the room)**

**MOTION PASSES**

**ANY OTHER BUSINESS:** Various items were discussed.

**PUBLIC PARTICIPATION:** Comments were heard.

**ADJOURNMENT:** The City Commission Meeting adjourned at 6:38 p.m.

Respectfully submitted,

Ann Marie Becker, MMC  
City Clerk